

- d. Upon identifying herself as an attorney for a defendant, she was instructed to leave the jury room;
 - e. Ms. Miller took notes while she was in the jury room, which Mr. Barrow represented would be preserved in their original form;
 - f. Ms. Miller shared with Mr. Barrow what she observed in the jury room;
 - g. Mr. Barrow shared with co-defendants' counsel Ms. Miller's observations during a phone call; and
 - h. Mr. Barrow refused to produce a copy of Ms. Miller's notes or any email or other correspondence with other counsel for Defendants regarding Ms. Miller's presence in the jury assembly room. Mr. Barrow described the notes as "work product."
5. By an email sent by Mr. Tabolsky to Mr. Barrow later that day, on which counsel for the remaining defendants were copied, MM Steel requested again that JSW produce copies of Ms. Miller's notes in their original format as she recorded them. Mr. Barrow responded two days later and refused to share "our notes."
6. We asked Mr. Barrow to bring a copy of Ms. Miller's original notes to the pre-trial hearing on February 10, 2014.

I declare under penalty of perjury that the foregoing is true and correct to the best of my knowledge and belief.

Executed the 10th day of February 2014 in Houston, Texas.

/s/ Mo Taherzadeh

Mo Taherzadeh